

ALBUQUERQUE EVENING HERALD

TRIBUNE CITIZEN.
VOL. 26, NO. 56.

ALBUQUERQUE, NEW MEXICO, WEDNESDAY, MARCH 29, 1911.

EVENING HERALD
VOL. 1, NO. 26.

INQUEST DECIDES ZUMWALTS WERE SLAYERS OF HALL BOYS

Automatic Pistols Used in Fight Near Kenna Sunday Morning and One Body Riddled.

SELF DEFENSE LIKELY OFFERED AS DEFENSE

Bodies Brought Into Town and Laid Out on a Counter in Vacant Store Building There.

Special to Evening Herald.
Roswell, N. M., March 29.—The bodies of Ed and Tom Hall, the cowboys who were shot and killed near Kenna, Chaves county, in a pistol fight with the Zumwalt brothers early Sunday morning, were brought into Kenna and laid out on a counter in a vacant store building, where they were found by Sheriff Ballard and his party upon arrival there.

The Zumwalt brothers surrendered and told the sheriff they did the killing. It is understood they will claim self defense.

The brothers died with bullet and spur marks. The bodies were brought into Kenna Sunday afternoon by Deputy Sheriff H. E. Bryan and Santa Fe Operator S. H. Birdwell, after William Zumwalt had come into Kenna and told of the tragedy and offered to surrender. Both comable and Deputy Sheriff W. A. Fry was out of town and there was no officer or anyone who cared to take him in charge. The sheriff's office in Roswell was notified. The Zumwalt brothers surrendered Sunday, and on account of the absence of the regular justice of the peace at Kenna Justice of the Peace Marcellus W. Witt, Sheriff Charles L. Ballard, Prosecuting Attorney Louis O. Fulmer, Stenographer Miss Irma Brookerman and a newspaper correspondent left on the morning train yesterday for Kenna.

Shortly after the arrival of the morning train William and Alex Zumwalt brothers, rode in and volunteered to surrender to Sheriff Ballard and admitted that they alone were responsible for the death of the Hall brothers. A coroner's jury was summoned and the following were impaneled: Marcellus W. Witt, Justice of the peace, P. T. Simpson, H. E. White, P. T. Hall, T. M. Beaumont, W. D. Chase, R. L. Robertson.

The work of the coroner's jury did not take long. The little former store was packed with spectators and the Zumwalt brothers were the main witnesses. Prosecuting Attorney Louis O. Fulmer made a statement to the defendants in which he told them that this was not a preliminary hearing, but simply an inquest to determine whether or not the Hall brothers had been killed and by whom, and the manner or reason of their death. He understood that the only eye witness was a young man who was absent and had gone to notify the wives of the death of their husbands, and that the defendants did not deny the killing. During the statement of the district attorney, William and Alex Zumwalt were in arms reach of the sheet covered corpses, but neither displayed any outward emotion.

Will Zumwalt was the first witness.

"Did you kill both?" asked the prosecuting attorney.

"Helped to kill both," was the answer. "Was this on March 26, 1911?"

"Suppose so," said the witness.

Asked to state whether or not the homicide occurred in Chaves county, witness said it was close to Uncle Bill Littlefield's home. Zumwalt was the next witness and he also testified that he helped to kill both."

William Littlefield testified that the killing occurred about 300 yards this side of the Roosevelt county line in Chaves county.

Justice Marcellus W. Witt questioned both defendants as to the caliber of their arms and both testified that they were armed with automatic 32 pistols.

The verdict of the coroner's jury was, "We the coroner's jury find that Tom and Ed Hall came to their death by pistol shot wounds, said wounds being inflicted by Alex and William Zumwalt."

Dr. H. R. Thomas, the physician and druggist of Kenna, had been subpoenaed as a witness before the coroner's jury and did not appear.

Immediately after the inquest, Dr. Thomas assisted by Undertaker Ed J. Neer and Assistant E. H. Redding of Portales and Undertaker C. A. Coffey of Elida, held an autopsy and the bodies were prepared for burial.

Two bullets were found in the clothes of Thomas Hall and two were cut out of the body, there being ten bullet holes in the body, entrance and exit.

The body of this man, aged 24 years, was literally riddled with bullet, and his 38 Colt's sixshooter, found two feet from his body, was silent testimony that he had fired five times, there being that number of chambers with empty shells.

His brother, Edward Hall, seven years older, apparently did not fire a single shot with his 45 sixshooter, the gun being found six feet from his body with only one empty chamber and that one did not have a shell.

(Continued on Page 2, Column 4)

EUGENIO BARELA IS DEAD, FOLLOWING ACCIDENT

Los Ranchos Man Struck By Fast Train Early Yesterday Morning Succumbs to Injuries.

After suffering intensely for more than 24 hours, Eugenio Barela, struck by a Santa Fe train early Tuesday morning, died in a hospital here at 6:30 o'clock this morning. The injured man was brought to Albuquerque Tuesday night, accompanied by Dr. E. Osina, who had been summoned to Los Ranchos to attend him. Placed on the operating table in St. Joseph's, a consultation was held by Dr. Osina, Dr. M. R. Wyder and Dr. G. Cornish. From the first little hope was held out for Barela. He had evidently been struck squarely by some part of the train and his internal injuries were great. His body was thrown some 25 feet over on the right-of-way. The horse he was driving was probably instantly killed; the buggy was smashed into fragments. Details of the accident are still unascertainable, the injured man never having revived sufficiently to tell how the accident happened. A coroner's jury will probably be impaneled to investigate the cause of death and fix the responsibility.

Barela was last seen alive in Albuquerque Monday afternoon. At that time he was preparing to leave for his home in Los Ranchos, a small village midway between Alameda and Albuquerque. Santa Fe train No. 8, eastbound, left Albuquerque several hours Monday night and the supposition is that Barela was struck while attempting to cross the track near Los Ranchos.

Apparently in a lifeless condition, Barela was discovered near a barbed wire fence 25 feet from the track, the horse and buggy, the horse dead and buggy demolished, a few feet away from him. Barela was taken to his home in Los Ranchos and later brought to the hospital here in the hope that an operation would save his life.

Eugenio Barela was 37 years old and reared in Los Ranchos, and the son of Juan Estevan Barela, at one time county commissioner and a prominent politician in Bernardo county. Barela leaves a wife and four children in Los Ranchos; a mother, Mrs. W. F. Blosas, of 624 New York Avenue, and two brothers, Fred and Mariano Barela, a sister, Mrs. Ted Spurr, all of Albuquerque; two brothers, Juan Estevan Barela and P. Barela, of Las Vegas, and another sister, Mrs. Adolph Helweg, of El Paso. Mr. Barela was a member of the Woodmen of the World. Funeral arrangements will be announced later.

CHAMP CLARK GETS GAVEL MADE FROM AN OLD LOG

Enthusiastic Friends in Missouri Dig Ancient Tree From River Dam to Please Next Speaker.

Jefferson City, Mo., March 29.—When Champ Clark is elected speaker of the house next month, a number of his friends from Bales county, Missouri, will present to the new speaker a gavel of historic interest. It will be manufactured from a log taken from a bare oak tree felled nearly 100 years ago on Peno creek in Pima county. Since 1817 the log has served as an "apron log" in a mill dam in Peno creek. The dam was built by Elnoch Matson, said to be the first white child born in Bourbon county, Kentucky, and a son of one of the patriots who followed Washington in the war for American independence.

The dam built across Peno creek by Mr. Matson in 1817 furnished the power for the first grist mill run 20 miles north of the Missouri river. The mill was long since abandoned, but there are a number of descendants of the pioneer in Bales county, and last summer one of them took a party of friends to Peno creek and a search was made for the old "apron log." It was found deeply imbedded in the sand and mud, in an excellent state of preservation after nearly a hundred years.

The gavel bears a solid silver nameplate.

TAFT GETS SUPPORT IN ENGLAND

London, March 29.—A general committee to be made up of members of the house of commons from all parties is under process of formation with the object of supporting President Taft's Anglo-American arbitration treaty.

MAGNIFICENT NEW YORK CAPITOL IS AWRECK FROM FLAMES

Carelessly Thrown Cigarette or Bad Electric Wire Causes Another Costly Blaze.

BUILDING COST TWENTY SEVEN MILLION DOLLARS

Valuable Documents and Libraries Wiped Out; Firemen Injured and Troops Called Out.

Albany, N. Y., March 29.—Fire swept and water drenched, the New York magnificent \$27,000,000 State Capitol stands this morning, a dismal wreck by flames that started in the assembly library, burned away the entire west wing and did damage variously estimated at from \$10 to \$15 million before the flames were put under control.

It is believed the fire was started by a fused electric push button.

The fire was discovered by the night watchman and the alarm turned in at 2:35 o'clock this morning.

Before the firemen reached the massive structure, the priceless documents, books and records stored in the assembly library had been destroyed.

The famous million dollar staircase of the west wing was practically ruined. Several departments were destroyed, including the state library with six hundred thousand volumes, among them the most valuable genealogical works in the United States together with many priceless documents, some dating back to 1776.

The assembly and senate libraries were stored with thousands of volumes of law and code books. These were swept by fire and the senate and assembly chambers were also badly damaged.

Eugenio Barela was 37 years old and reared in Los Ranchos, and the son of Juan Estevan Barela, at one time county commissioner and a prominent politician in Bernardo county. Barela leaves a wife and four children in Los Ranchos; a mother, Mrs. W. F. Blosas, of 624 New York Avenue, and two brothers, Fred and Mariano Barela, a sister, Mrs. Ted Spurr, all of Albuquerque; two brothers, Juan Estevan Barela and P. Barela, of Las Vegas, and another sister, Mrs. Adolph Helweg, of El Paso. Mr. Barela was a member of the Woodmen of the World. Funeral arrangements will be announced later.

The court of claims, the bureau of the state educational department, all were wiped while the attorney general's offices and those of the state treasurer, state tax commissioner, and board of charities were damaged.

The fire started afresh about 10 o'clock this morning and soon got away from the firemen.

After several fire fighters had been knocked unconscious by falling debris, they became more cautious about going beneath the shattered arches of the west wing.

The assembly chamber is a total wreck. The state militia were pressed into service to police the fire lines and remove records, reliques and flags from the adjutant general's office.

Both houses of the legislature met at the city hall this morning.

State Architect Ware, during the morning, estimated the loss to be about five millions exclusive of the valuable records in the state library which can never be replaced.

The building has been placed under martial law and soldiers are guarding it.

Electricians about the capital scouted the idea that defective wiring had caused the fire and blamed it on a carelessly thrown cigarette.

So far as ascertained there is no insurance on the capitol or its contents.

Samuel Abbott of Syracuse, the night watchman, is missing and it is supposed that he perished in the flames.

The firemen had many narrow escapes and several were overcome by smoke.

Great crowds collected about the burning building after the second fire broke out at 10 o'clock and the guardians had difficulty in keeping the people outside the danger zone. It was thought at one time that several firemen had been killed, when a quantity of debris fell with a crash. Several firemen were carried out unconscious but were not seriously injured. Several were overcome by smoke and escaped by their comrades.

It will be some time before a thorough search can be made of the building for the night watchman and other possible victims. Two people were reported missing and were believed to have been burned but were found in the crowd later.

The New York state capitols was one of the handsomest in the world. It cost about \$27,000,000 and twenty years were required to build it. How badly the building is damaged, can not be determined at this time. Smoke and water, however, have ruined the most costly parts of the building—the art and decorative work within.

The documents within the building, most of which were completely destroyed, contain historic data dating from the days when the thirteen colonies were preparing for rebellion against England. There are even some papers dating to the time when English military commanders administered the law.

The law library was one of the best in the United States and some of its books were priceless.

It is not known what, if any action, the legislature will take towards rebuilding the capitol immediately. The members have been completely paralyzed by the catastrophe and many of them stand about the blazing capitol, watching the fire as it continues.

The new organization will institute a boasting campaign for Santa Fe.

NO ELECTION OF SENATOR IN COLORADO AS YET

Denver, Colo., March 29.—There was no election on today's senatorial ballot, the vote of the legislature remaining unchanged.

CHANGE OF VENUE RESULTS FROM NEWS STORY

Article in Santa Fe New Mexican Causes Court to Send the Hearing to Torrance County.

Santa Fe, N. M., March 29.—Results of an interview with a witness who will likely appear in the case of the territory vs. several men charged with robbery, which was published in the Santa Fe New Mexican on March 28, Judge John H. McFetridge granted a change of venue to Torrance county and the hearing will be taken at Estancia.

The case is the territory vs. Dorotone Torres, Lazaro Cordova, A. B. Shartzer and P. A. Tucker. These men are charged with robbery, and Ignacio Vigil, his wife and daughter, 16 years of age, are the chief witnesses against them.

The story which resulted in the change of venue is in part as follows: "I have heard of the tortures inflicted in the case of the three, when men were tied on the stretcher and asked questions which were punctuated by the sound of snapping joints; when they refused to divulge where hidden treasures were, but I myself had a similar experience."

"Something or other the report got around that I had sold a lot of sheep and had an immense sum of money in the house. I lived on a ranch near Progress, Torrance county, and all the money I had in the house was \$149. About 7 o'clock on the night of January 12, 1910, six masked men broke into my house and held all of us at the point of pistols. In fact, when my wife interceded, imploring that no one shoot me, one of the bandits kicked away and injured her on the top of the head. Each one of us was bound fast, hands behind the back, and commanded to tell where our 'machete dinero' was."

Mr. Vigil talked rapidly and dramatically in Spanish while Deputy Prothonotary Sandoval translated sentence by sentence.

"I told them that there was no large sum of money in the house, but pointed out the trunk where all we had was. They opened it and got \$149, also a gold watch, but they were not satisfied. They kept saying 'mucha dinero' and declared that they would not be satisfied. They put a pistol to my face and made many threats. But I told them that was all the money we had in the house and not to kill me. They left, but they did not disappear until they learned just how far I had gone in the matter and just what he had really said to the committee."

Mr. Vigil said that he did not like this Nero fire cure and decided to go to the hospital, where he was taken to the room of the night watchman, the fire having been extinguished by failing debris, they became more cautious about going beneath the shattered arches of the west wing.

So far as ascertained there is no insurance on the capitol or its contents.

Samuel Abbott of Syracuse, the night watchman, is missing and it is supposed that he perished in the flames.

Following their nocturnal arrests were made and the case came up in Torrance county, a change of venue was granted and now the case is being heard by Judge McFetridge.

Assisting District Attorney E. C. Abbott in the prosecution is Attorney E. P. Davies. Col. George W. Prichard represents the defendants.

The firemen had many narrow escapes and several were overcome by smoke.

Following their nocturnal arrests were made and the case came up in Torrance county, a change of venue was granted and now the case is being heard by Judge McFetridge.

Jail Breaker Arraigned for Carrying Saws Into Old Albuquerque Jail and is Held.

William Stevens, who effected a sensational escape from the Bernalillo county jail last week, only to be recaptured yesterday while engaged in the private pastime of charting, was arraigned this morning before Justice John Romero in old Albuquerque, charged with a violation of Section 197 of the Revised Statutes of New Mexico, which makes it a felony, punishable by imprisonment in the penitentiary for not more than four years, for any person to carry into a jail any tool, instrument or weapon for the purpose of aiding any prisoner to escape.

Contrary to expectations, Stevens pleaded guilty to the charge and was held for the grand jury under a bond of \$1,000. Yesterday he stoutly denied having carried any saws into the jail, and it was expected that it would be necessary for the authorities to make proof of his guilt, but Williamson, who is nothing if not ticklish, changed his mind this morning and decided to take his medicine.

None of the remaining seven prisoners who escaped have yet been recaptured, but it is believed that the capture of Stevens will aid greatly in enabling the officers to get most, if not all of them. There is little doubt that Stevens knows a great deal about the movements of the other prisoners that escape, and the sheriff's office plans showed an air of confidence that the jail birds would all be back in their cage before many days.

Special to The Evening Herald.

Santa Fe, N. M., March 29.—The amalgamation of the board of trade and Commercial club of Santa Fe into one permanent organization was completed at a meeting today by the election of the following officers:

President, M. G. Cartwright; first vice president, M. J. Rose; second vice president, S. F. Gormley; treasurer, H. P. Kaune; secretary, Charles G. Ritchie, and attorney, R. A. Hanna.

The new organization will institute a boasting campaign for Santa Fe.

PEACE NOT LIKELY

DECLARES JUNTA DESPITE WHAT MADERO SAYS

Dickinson McAllister Becomes Suddenly Insane From Worry Over Sale of Ancient Homestead.

Pinsburg, Fla., March 29.—Dickinson McAllister, former president of the Metropolitan Standard railroad in Chicago, became suddenly insane late yesterday evening on a train bound from Chicago to Jacksonville and was only subdued with sound after a hard struggle.

He had picked out lights in his bedroom and was attempting to jump through the window when discovered. He was taken to a hospital here and this morning is reported much improved.

Following the death of his father last summer, the old homestead at Harrisburg was sold, and Mr.